

**KANAB CITY COUNCIL MEETING
JANUARY 13, 2009
KANE COUNTY COMMISSION CHAMBERS**

PRESENT: Mayor Kim T. Lawson, Council Members Steve Mower, Terril Honey, James Sorenson, Nina Laycook and Tony Chatterley, City Attorney Van Mackelprang and City Treasurer RaeLene Johnson. City Manager/Recorder Keith L. McAllister excused.

WORK MEETING: The Council interviewed the top three applicants for the animal control/meter reader job opening. They were: Dustin Bundy, Curtis Burgoyne and James Goodnow. A motion was made by Council Member Honey and 2nd by Council Member Sorenson to go into executive session to discuss possible litigation and personnel. Motion passed unanimously. A motion to go out of executive session was made by Council Member Mower and 2nd by Council Member Chatterley. Motion passed unanimously.

MIKE SPILKER OF HINTON, BURDICK, HALL AND SPILKER/PRESENTATION OF FISCAL YEAR 2007/2008 AUDIT REPORT: Mr. Spilker presented the 2007/08 audit to the Council. Mr. Spilker stated that the City does not have a Fraud Risk Management program. It was recommended that the City formally develop and adopt a fraud risk management program that is appropriate for the size and complexity of the City that includes identifying fraud risks. There has been improvements in this years audit, and the City is healthy. It is a good report.

TOM AVANT/BMS TRAINING AND HANGER APPROVAL AT AIRPORT: Mr. Tom Avant and Tracy Glover addressed the Council. They wanted to know if the Council would approve a multi-purpose facility for EMS and EMT training. It was going to be constructed at Kaneplex near the new jail site, but because of the infra structure costs they wanted to move back to the site at the airport. Richard Brewer suggested using the location with the shared parking lots. The utilities are all there in the area. Mayor Lawson suggested they work with Richard Brewer then go before the Development Committee and have their bond attorney contact the City Attorney.

Mayor Lawson opened the regularly scheduled council meeting at 7:21 p.m.

APPROVE MINUTES: A motion was made by Council Member Chatterley and 2nd by Council Member Mower to approve the minutes of the December 9th meeting. Motion passed unanimously.

MIKE SPILKER/PRESENTATION OF FISCAL YEAR 2007/08 AUDIT REPORT: Mr. Spilker presented the audit for fiscal year 2007/08. He said that the City was given a clean opinion. He said that the City has complied in all material aspects with the general compliance requirements of the State. The city has reduced a number of findings since the last audit. Mayor Lawson asked what the state of the City's financially status is. Mr. Spilker said that the City is very financially sound, but still needs to be prudent.

PUBLIC HEARING/CONSIDER REQUEST FOR GENERAL PLAN AMENDMENT

FOR DANNY MASON FOR PROPERTY LOCATED IN THE SOUTHWEST CORNER OF THE KANAB CITY LIMITS:

Request is from RM-15 (multiple Residential Zone) 279.4 acres, R-1-8 (Single Residential Zone) 294.4 acres, R-1-10 (Single Family Residential Zone) 177.5 acres, C-2 (Commercial Zones) 179.1 acres, C-2 (Commercial Zone) 14.9 acres, M-1 (Manufacturing zone) 35.8 acres and m-1 (Manufacturing Zone) 97.1 acres. Total acres 1,078.2 . A motion was made to go into a public hearing to discuss the above General Plan Amendment by Council Member Sorenson and 2nd by Council Member Laycook. Motion passed unanimously. Council Member Honey explained that this amendment had been approved by Planning and Zoning, and they recommended that the Council approve it. Mr. John Gisler asked what type of structures were going to be built. There will be multi-family dwellings, single family, and commercial. Under the overlay, there could be a change to mix the different structures together. The master plan for the village is conditional. Mr. Mason said that there will be 20% open space, walking trails and etc. It was mentioned that the manufacturing zone won't be tied in with residential. It will be on the east side of Kanab Creek Ranchos around the airport. A motion was made by Council Member Sorenson and 2nd by Council Member Honey to go out of public hearing. Motion passed unanimously. A motion was made by Council Member Honey to approve the General Plan Amendment for Danny Mason for property located in the above description from very low density to medium density. Motion 2nd by Council Member Chatterley. Motion passed unanimously.

KEN YOUNG/COMMUNITY PLANNERS/PRESENTATION OF THE KANAB CITY PARKS AND TRAILS MASTER PLAN AND CONSIDER ADOPTION OF PLAN:

Mr. Ken Young addressed the Council. He presented the Council with copies of the proposed parks and trails master plan. (On file in the City Office) Council Member Honey said that the City had just adopted a transportation master plan which included bike paths. Mr. Young asked the transportation master plan be e-mailed to him, so it could be an appendix to the parks and trails master plan. A motion was made by Council Member Laycook and 2nd by Council Member Chatterley to adopt the Parks and Trails Master Plan. Motion passed unanimously.

FIRE CHIEF REPORT TO THE COUNCIL: Chief Decker presented the Fire Department's vision and mission statement to the Council. (On file in the City Office) He also told the Council about the fires that the department had responded to. They have been averaging a run a week. Council thanked him for all his work.

CONSIDER MORATORIUM OF IMPACT FEES: Mayor Lawson said that there was only one building permit issued since June of 2008. Attorney Van Mackelprang said that the City Manager gives a report to the State on the way the impact fees are being spent. They need to be spent within six years, if they haven't been spent by that time an extension could be issued. Council Member Chatterley and Sorenson agreed with the MORATORIUM since the economy and growth is at a stand still. Council Member Laycook thinks the impact fees should stay in place. She feels that the interest rate is more important on building and getting loans than the impact fees. Council Member Honey agreed with the moratorium. He feels it will stimulate construction work. Council Member Mower said he is favor of the MORATORIUM. Teresa Trujillo from Mountain America Credit Union said that there are no longer any loans that finance 100% of the loan. You need to come up with 20% down, which is hard for a lot of first time

home buyers. A motion was made by Council Member Sorenson and 2nd by Council Member Chatterley to put a moratorium on impact fees for six months. After six months review the growth and if necessary reinstate the impact fees back to the current amounts. Motion passed. Council Member Laycook voting nay.

ADOPTION OF RESOLUTION 1-1-09 ESTABLISHING FEBRUARY 2009 AS WHITE RIBBON AGAINST PORNOGRAPHY MONTH: Mayor Lawson read the Resolution (on file in the City Office) A motion was made by Council Member Chatterley and 2nd by Council Member Laycook to adopt Resolution #1-1-09 establishing February 2009 as which ribbon against PORNOGRAPHY month. Motion passed unanimously by roll call vote.

CONSIDER HIRING AN ANIMAL CONTROL OFFICER/WATER METER READER: Mayor Lawson presented the name of Dustin Bundy to be hired as the Animal Control Office/Water Meter Reader. A motion was made by Council Member Sorenson to hire Dustin Bundy as the new Animal Control Officer/Water Meter Reader for a 6-month probationary status replacing Cecil Campbell who is retiring. He will start at Grade 9 Step A. Motion passed unanimously.

MERIT EVALUATION: A motion was made by Council Member Honey and 2nd by Council Member Chatterley to approve the merit evaluation and pay increase for Justice Court Clerk, Lorna Watson from Grade 5 Step N to Grade 5 Step O. Motion passed unanimously.

A motion to adjourn was made by Council Member Mower and 2nd by Council Member Chatterley. Motion passed unanimously.

MAYOR KIM T. LAWSON

RECORDER KEITH MCALLISTER